



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 30, 2013 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Mar, Avalos

City and School District Select Committee
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza, Norton, Wynns

Government Audit and Oversight Committee
Supervisors Cohen, Tang, Campos

Land Use and Economic Development Committee
Supervisors Wiener, Kim, Chiu

Neighborhood Services and Safety Committee
Supervisors Campos, Mar, Yee

Rules Committee
Supervisors Yee, Breed, Cohen

Meeting Days

Wednesday
1:00 PM

4th Thursday
3:30 PM

2nd and 4th Thursday
10:00 AM

Monday
1:30 PM

1st and 3rd Thursday
10:00 AM

1st and 3rd Thursday
1:30 PM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 25, 2013, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 14

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

1. **130616 [Alternative Bid Process to Award Contracts to Certain Core Trade Subcontractors to Perform Pre-Construction Design-Assist Services - Moscone Expansion Project]**
Sponsor: Mayor
Ordinance authorizing the San Francisco Department of Public Works to implement an alternative bid process to award contracts to certain Core Trade Subcontractors to provide pre-construction design-assist services for the proposed Moscone Expansion Project.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Chiu

- 2. **130186** **[Environment Code - Repealing Yellow Pages Distribution Pilot Program]**
 Sponsor: Chiu
 Ordinance amending the Environment Code by repealing Yellow Pages Distribution Pilot Program.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 3. **130459** **[Planning Code - Mission Alcoholic Beverage Special Use District and Valencia Street Neighborhood Commercial Transit District]**
 Sponsors: Campos; Wiener
 Ordinance amending the Planning Code, Mission Alcoholic Beverage Special Use District controls, to allow the transfer of liquor licenses and relocation of uses under specified circumstances, to restrict the sale of alcohol for off-site consumption, and to exempt from the controls grocery stores and certain institutional, arts, and other uses; establishing operating conditions for certain establishments with a liquor license; amending the Valencia Street Neighborhood Commercial Transit District controls to restrict the conversion of existing ground floor retail uses to restaurants; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 4. **130464** **[Administrative Code - California Environmental Quality Act Procedures, Appeal of Exempt Project Modification]**
 Sponsors: Kim; Chiu, Campos, Avalos, Mar and Yee
 Ordinance amending Administrative Code, Chapter 31, to provide for appeal to the Environmental Review Officer to reconsider a determination of the Environmental Review Officer that an exempt project modification does not require a new decision under the California Environmental Quality Act; and making environmental findings.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. **130527** **[General Plan - San Francisco Bicycle Transportation Plan]**
 Sponsors: Avalos; Chiu, Wiener, Campos, Mar and Kim
 Ordinance re-adopting the 2009 San Francisco Bicycle Transportation Plan; rescinding Ordinance No. 0109-05 in its entirety; amending the General Plan in connection with the San Francisco Bicycle Plan; adopting modified environmental findings, and findings that the General Plan amendment is consistent with the General Plan and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection thereto.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. **130528 [Planning, Environment Codes - Bicycle Parking Standards; In Lieu Fee]**
Sponsors: Avalos; Chiu, Wiener, Mar, Kim and Campos
Ordinance amending the Planning Code to revise the bicycle parking standards, allow a portion of the bicycle parking requirements to be satisfied by payment of an in lieu fee, allow automobile parking spaces to be reduced and replaced by bicycle parking spaces, and authorize the Zoning Administrator to waive or modify required bicycle parking; amending the Environment Code to revise cross-references to the Planning Code and make technical amendments; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. **130703 [Sale of Easement - Public Utilities Commission to Pacific Gas and Electric Company - Watershed Lands Near the Caltrans I-280 Crystal Springs Rest Stop - Unincorporated San Mateo County - \$15,400]**
Resolution approving and authorizing the sale of an easement on the City and County of San Francisco's property, consisting of approximately 23,000 square feet of watershed lands in unincorporated San Mateo County near the Caltrans I-280 Crystal Springs Rest Stop (the Easement Area or Crystal Springs Station) by the San Francisco Public Utilities Commission, for the price of \$15,400; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan and eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Breed, Cohen

8. **130460 [Administrative Code - Airport Facilities Naming Advisory Committee]**
Sponsors: Campos; Wiener, Avalos, Kim, Mar, Yee and Chiu
Ordinance amending the Administrative Code to establish the Airport Facilities Naming Advisory Committee and to establish its powers and duties.

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. **130507 [Settlement of Lawsuit - Local Search Association - \$85,000]**
Ordinance authorizing settlement of the lawsuit filed by Local Search Association against the City and County of San Francisco for \$85,000; the lawsuit was filed on June 7, 2011, in the U.S. District Court for the Northern District of California, Case No. CV-11-2776 SBA; entitled Local Search Association v. City and County of San Francisco, et al.; other material terms of said settlement are that the parties shall stipulate to entry of a consent judgment against the City and County of San Francisco. (City Attorney's Office)

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 10. 130529 [Settlement of Lawsuit - Paulette Adams-Irving - \$350,000]**
Ordinance authorizing settlement of the lawsuit filed by Paulette Adams-Irving against the City and County of San Francisco for \$350,000.00; the lawsuit was filed on March 15, 2011, in San Francisco Superior Court, Case No. CGC 11-509216; entitled Paulette Adams-Irving v. City and County of San Francisco, et al. (City Attorney's Office)

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 11. 130530 [Settlement of Lawsuit - Maria Camacho - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Maria Camacho against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 7, 2012, in San Francisco Superior Court, Case No. CGC 12-517261; entitled Maria Camacho, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 12. 130643 [Settlement of Lawsuit - Maria D'Agostino - \$135,000]**
Ordinance authorizing settlement of the lawsuit filed by Maria D'Agostino against the City and County of San Francisco for \$135,000; the lawsuit was filed on June 15, 2012, in San Francisco Superior Court, Case No. CGC-12-521615; entitled Maria D'Agostino, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 13. 130644 [Settlement of Lawsuit - Wei Vivian Cui - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Wei Vivian Cui against the City and County of San Francisco for \$30,000; the lawsuit was filed on November 3, 2011, in San Francisco County Superior Court, Case No. CGC-11-515654; entitled Wei Vivian Cui v. City and County of San Francisco, et al. (City Attorney's Office)

07/23/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 14. 130642 [Appointments, Commission of Animal Control and Welfare - Zachary Marks, Russell Tenofsky, Sally Stephens, and Jennifer Jameson]**
Motion appointing Zachary Marks, Russell Tenofsky, Sally Stephens, and Jennifer Jameson, terms ending April 30, 2015, to the Commission of Animal Control and Welfare. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Budget and Finance Sub-Committee Without Recommendation

Present: Supervisors Farrell, Mar, Avalos

15. 130653 [Administrative Code - Health Service System Plans and Contribution Rates - Calendar Year 2014]

Sponsor: Farrell

Ordinance amending the Administrative Code, Chapter 16, Article XV, of Part 1, Section 16.703, regarding Board approval of health service system plans and contribution rates for calendar year 2014.

(Fiscal Impact)

07/23/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Chiu

16. 130661 [Police Code - Aerial Signs and Advertising]

Ordinance amending the Police Code to prohibit the use of aircraft, self-propelled, or buoyant objects to display any sign or advertising device in the airspace over the 34th America's Cup course area; and making environmental findings. (Department of Economic and Workforce Development)

07/23/2013; AMENDED.

07/23/2013; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Without Recommendation

Present: Supervisors Wiener, Kim, Chiu

17. 130570 **[Planning Code, Zoning Map - Yerba Buena Center Mixed-Use Special Use District]**
Ordinance amending the Planning Code and Zoning Map, by adding Section 249.71, to create the Yerba Buena Center Mixed-Use Special Use District (SUD) located at 706 Mission Street, Assessor's Block No. 3706, Lot No. 093 and portions of Lot No. 277, to facilitate the development of the 706 Mission Street, The Mexican Museum and Residential Tower Project, by modifying specific Planning Code regulations related to permitted uses, the provision of a cultural/museum use within the SUD, floor area ratio limitations, dwelling unit exposure, height of rooftop equipment, bulk limitations, and curb cut locations; amending the Zoning Map to add the SUD and increase the height of property in the SUD from 400 feet to 480 feet; and making environmental findings and findings of consistency with the General Plan. (Planning Commission)

07/23/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Breed, Cohen

18. 130336 **[Settlement of Lawsuit - Rosemary Bosque - \$49,505.70]**
Ordinance authorizing settlement of the lawsuit filed by Rosemary Bosque against the City and County of San Francisco for \$49,505.70; the lawsuit was filed on May 14, 2010 in San Francisco Superior Court, Case No. CGC-10-499909, entitled Bosque v. City and County of San Francisco. (City Attorney's Office)

07/23/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Yee, Chiu

19. 130449 **[Settlement of Lawsuit - Jesse J. Byrd - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Jesse J. Byrd, Malik Britt, and Rashad Conley against the City and County of San Francisco for \$75,000; the lawsuit was filed on April 8, 2011, in U.S. District Court, Northern District of California, Case No. C11-1742-DMR; entitled Jesse J. Byrd, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

07/23/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Avalos

20. 130324 **[Airport Lease Modification - United Air Lines, Inc. - Plots 16 and 16B - \$12,040,710 Annually]**
Resolution approving the execution of Modification No.5 to Lease L73-0066 at Plots 16 and 16B with United Air Lines, Inc. at San Francisco International Airport to: increase the ground rent to \$12,040,710 per year; reduce the premises by 6.53 acres of land, resulting in a modified premises of approximately 124.13 acres, together with certain rights-of-way and easements; and grant a one-time option to relinquish up to thirty percent of the land comprising the Premises and equivalent land comprising the Employee Parking retroactively to July 1, 2013. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
21. 130332 **[Airport Lease and Use Agreement - China Eastern Airlines Corporation Limited and Scandinavian Airlines of North America, Inc.]**
Resolution approving the terms of 2011 Lease and Use Agreements between China Eastern Airlines Corporation Limited and Scandinavian Airlines of North America, Inc., respectively, and the City and County of San Francisco, acting by and through its Airport Commission, for a term ending in approximately eight years and two months. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
22. 130333 **[Airport Lease Amendments - Concessions]**
Resolution approving Amendment No. 2 to Boarding Area E Candy Kiosk Lease No. 08-0016 with Pacific Gateway Concessions, LLC; Terminal 3 Specialty Store Lease B No. 04-0167 with Marilla Chocolate Company; Airport Spa Lease No. 06-0242 with XpresSpa SF International, LLC; and Amendment No. 3 to Technology Stores and Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission for a term of five years retroactively to May 1, 2012. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

- 23. 130334 [Airport Lease Agreement - Pay Phone - Pelican Communications, Inc. - 20% of Gross Revenue]**
Resolution retroactively approving Amendment No. 1 to Lease No. 09-0229 with Pelican Communications, Inc., to lower rent to 20% of gross revenue for the period of December 1, 2012, through December 3, 2013. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
- 24. 130493 [Agreement - State Contract Funds - Community Behavioral Health Services - Not to Exceed \$238,581,122]**
Sponsor: Mayor
Resolution retroactively approving an agreement between the California Department of Health Care Services and Community Behavioral Health Services to provide specialty mental health services not to exceed \$238,581,122 for the period of May 1, 2013, through April 30, 2018.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
- 25. 130496 [Accept and Expend Grant - Legal Educational Advocacy Program - \$229,803]**
Sponsors: Campos; Mar
Resolution authorizing the Public Defender's Office to retroactively accept and expend a grant in the amount of \$229,803 from the Board of State and Community Corrections for the purposes of implementing a Legal Educational Advocacy Program at the Public Defender's Office for the period of January 1, 2013, through December 31, 2013.
- Question: Shall this Resolution be ADOPTED?**
- 26. 130516 [Emergency Contract - HHP Holm Powerhouse Unit 1 - Not to Exceed \$521,465.07]**
Resolution approving an emergency public work contract of the Public Utilities Commission under San Francisco Administrative Code, Section 6.60, to replace the HHP Holm Powerhouse Unit 1 with a contract amount not to exceed \$521,465.07. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
- 27. 130569 [Lease Amendment - Oliver de Silva, Inc. - Sunol Valley Quarry Lease]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to enter into an amendment to an existing quarry lease with Oliver de Silva, Inc., as Tenant, to add approximately 58 acres to the existing 308.5 leased premises located in the Sunol Valley, unincorporated Alameda County, with a term through the earlier of July 16, 2042, or completion of reclamation, pursuant to San Francisco Charter; adopting findings pursuant to the California Environmental Quality Act; and authorizing the General Manager of the San Francisco Public Utilities Commission to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution for a potential increase in royalties due to increased production. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**

28. 130617 [Design Agreement Amendment - Public Safety Building - Earthquake Safety Emergency Response Bond Program - \$19,018,636.91]

Sponsor: Mayor

Resolution authorizing the Director of Public Works to execute an amendment to the design agreement in connection with the construction of a new public safety building under the Earthquake Safety Emergency Response Bond Program from \$17,205,152 to \$19,018,636.91, thereby increasing the amount by \$1,813,484.91 through August 21, 2015.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Mar

29. 130620 [Accept and Expend Grant - Restoration of the Copra Crane and Removal of Pile Supported Wharf - Pier 84 on Islais Creek - \$616,534]

Sponsor: Mayor

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$616,534 from the California Coastal Conservancy for the restoration of the Copra Crane and removal of pile supported wharf at Pier 84 on Islais Creek for a period of August 1, 2013, through August 1, 2014.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Mar, Avalos

30. 130623 [Historical Property Contract - Jason H. Stein and Howard Stein - 201 Buchanan Street]

Sponsors: Breed; Wiener

Resolution under Administrative Code, Chapter 71, approving an historical property contract between Jason H. Stein and Howard Stein, the owners of 201 Buchanan Street, and the City and County of San Francisco; authorizing the Planning Director and the Assessor to execute the historical property contract.

Question: Shall this Resolution be ADOPTED?

31. 130648 [Agreement - ARAMARK Correctional Services, LLC - Not to Exceed \$19,659,606]

Resolution authorizing the Sheriff's Department to retroactively enter into a contract agreement between the City and County of San Francisco and ARAMARK Correctional Services, LLC, for inmate meal services for a five year term beginning July 1, 2012, with two one-year options exercisable by the Sheriff's Department, for an amount not to exceed \$19,659,606. (Sheriff)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

- 32. 130674 [Accept and Expend Gift - Enterprise Zone Hiring Tax Credit Web Application Development - \$16,000]**
Sponsor: Mayor
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend an in-kind gift valued at \$16,000 from Firmstep for the development of the web-based Enterprise Zone hiring tax credit application.
- Question: Shall this Resolution be ADOPTED?**
- 33. 130675 [Accept and Expend Grant - California Tuberculosis Controller Association Project - \$161,499]**
Sponsor: Mayor
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$161,499 from the California Department of Public Health, Tuberculosis Control Branch, to participate in a program entitled California Tuberculosis Controller Association Project for the period of July 1, 2013, through June 30, 2014, and waiving indirect costs.
- Question: Shall this Resolution be ADOPTED?**
- 34. 130676 [Accept and Expend Grant - Maternal, Child, and Adolescent Health FY2012-2013 Federal Grant Increase: Budget Revision 1 - \$238,571]**
Sponsor: Tang
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$238,571 the original grant award amount of \$1,457,719 was increased to \$1,696,290 from California Department of Public Health to participate in a program entitled Maternal, Child, and Adolescent Health FY2012-2013 Federal Grant Increase: Budget Revision 1 for the period of January 1, 2013, through June 30, 2013.
- Question: Shall this Resolution be ADOPTED?**
- 35. 130688 [Agreement - Golden Gate Petroleum - Not to Exceed \$94,000,000]**
Resolution authorizing the Purchaser and Director of Office of Contract Administration to execute an agreement with Golden Gate Petroleum for diesel, biodiesel, and gasoline fuel, for an amount not to exceed \$94,000,000 for the term of September 1, 2013, through August 31, 2016, with two one-year options to extend for a total of five years, pursuant to Charter, Section 9.118(b). (Office of Contract Administration)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
- 36. 130704 [Agreement - Alliant Insurance Services, Inc. - Brokerage Services - Not to Exceed \$19,520,840]**
Resolution retroactively authorizing the Director of the Risk Management Division of the Office of the City Administrator to execute a brokerage and risk management consulting services agreement with Alliant Insurance Services, Inc., for a not to exceed value of \$19,520,840 with a term of up to two years and one month with an option to extend the term for two additional two year terms, pursuant to San Francisco Charter, Section 9.118 for the period of June 1, 2013, through June 30, 2015. (City Administrator)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

- 37. 130709 [Refunding Certificates of Participation, Series 2013 - Not to Exceed \$236,000,000]**
Sponsors: Mayor; Farrell
Resolution authorizing the execution and delivery of Refunding Certificates of Participation, Series 2013 (Capital Projects) in one or more series in an aggregate principal amount not to exceed \$236,000,000 to refinance in whole or in part certain certificates of participation the proceeds of which financed or refinanced various capital improvement projects of the City; approving the form of a Trust Agreement (including certain indemnities contained therein) between the City and the Trustee to be named therein; approving the form of four separate Facilities Leases between the City and the Trustee to be named therein relating to certain City-owned property; approving the form of four separate Lease Agreements (including certain indemnities contained therein) between the City and the Trustee to be named therein; approving the form of an Escrow Agreement (including certain indemnities contained therein) between the City and an Escrow Agent to be named therein; approving the form of one or more Official Notice(s) of Sale and one or more Notice(s) of Intention to Sell the Refunding Certificates of Participation; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of one or more Purchase Contract(s) between the City and the Underwriter(s) to be named therein; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; and ratifying previous actions taken in connection therewith.

Question: Shall this Resolution be ADOPTED?

- 38. 130707 [Appropriation - FY2013-2014 Refunding Certificates of Participation - \$241,014,548]**
Sponsor: Mayor
Ordinance appropriating \$236,000,000 of one or more series of Refunding Certificates of Participation proceeds, de-appropriating Series 2001A Certificates of Participation of prior reserve funds of \$2,386,750 and re-appropriating Refunding Certificates of Participation Series 2013-R1 of \$2,386,750, de-appropriating Series 2003 Certificates of Participation of prior reserve funds of \$2,627,798 and re-appropriating Refunding Certificates of Participation Series 2013-R2 of \$2,627,798, and placing these funds for a total amount of \$241,014,548 for FY2013-2014 on Controller's reserve pending the sale of the Certificates of Participation in one or more series.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 130424 [Approval of Official Statement for Certificates of Participation - Port Facilities Project]

Sponsor: Mayor

Resolution providing for the sale of Certificates of Participation (Certificates) evidencing undivided, proportionate interests in the right to receive certain rental payments to be made by the City under a Project Lease to finance capital projects at the Port of San Francisco; providing for the sale of the Certificates by competitive sale; approving the form and publication of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of a Preliminary Official Statement and the form and execution of an Official Statement relating to the sale of the Certificates; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the execution, sale and delivery of the Certificates; approving modifications to documents; and ratifying previous actions taken in connection therewith.

Question: Shall this Resolution be ADOPTED?

40. 130736 [Transfer of Administrative Jurisdiction - Pier 27]

Sponsor: Farrell

Resolution facilitating a lease-back for Certificates of Participation by authorizing transfers of administrative jurisdiction over Pier 27 from the Port Commission to the General Services Agency, Real Estate Division, and from the City back to the Port Commission, upon full payment of debt; approving a Memorandum of Understanding between the Port Commission and the City Controller regarding obligations arising from the Certificates of Participation; incorporating findings under the California Environmental Quality Act by reference; and adopting findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1.

Question: Shall this Resolution be ADOPTED?

41. 130737 [Memoranda of Agreements - Treasure Island Development Authority and Yerba Buena Island Ramps Project - \$81,700,000]

Sponsor: Mayor

Resolution retroactively approving two Memoranda of Agreements between the City, acting through the Treasure Island Development Authority and the San Francisco County Transportation Authority: 1) one for right of way services and the completion of engineering and design work, and authorizing the acceptance and subsequent transfer of real estate interests for the Yerba Buena Island Ramps Project; and 2) to complete the construction phases of the Yerba Buena Island Ramps Project; for a total of \$81,700,000 for the period of July 1, 2013, through December 31, 2013; and making environmental review findings.

Question: Shall this Resolution be ADOPTED?

42. 130745 [Ground Lease - 1100 Ocean Avenue, L.P. - Affordable Housing - \$43,065,000]**Sponsor: Yee**

Resolution approving and authorizing the Mayor's Office of Housing as Successor Housing Agency to the Redevelopment Agency to enter into a 99 year ground lease totaling \$43,065,000, with 1100 Ocean Avenue, L.P., a California limited partnership, for the development and operation of affordable housing on certain real property located at 1100 Ocean Avenue; and making findings that the ground lease is in conformance with the California Environmental Quality Act, the General Plan, and the priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

43. 130754 [Accept and Expend Grant - OneBayArea Grant Program - \$17,026,221]**Sponsor: Mayor**

Resolution authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); committing any necessary matching funds; stating assurance to complete the projects; and authorizing the Department of Public Works to accept and expend \$17,026,221 in OneBayArea Grant Program funds awarded through the MTC for the period of December 1, 2013, through December 30, 2016.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Farrell, Mar, Avalos

44. 130711 [Real Property Lease - 1740 Cesar Chavez Street - Potrero Investor I, LLC, and Potrero Investor II, LLC - \$21,450 Monthly]**Sponsor: Cohen**

Resolution authorizing a five year lease of approximately 11,000 square feet at 1740 Cesar Chavez Street from Potrero Investor I, LLC, and Potrero Investor II, LLC, for the Department of Human Resources at the monthly cost of \$21,450 for the period of September 15, 2013, through September 15, 2018.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

45. 130743 [Agreement - Alstom Transportation, Inc. - Vendor Managed Inventory Services - Not to Exceed \$39,158,000]**Sponsor: Wiener**

Resolution authorizing the Director of Transportation of the Municipal Transportation Agency to execute the Agreement with Alstom Transportation, Inc., for vendor managed inventory services to provide rail parts and supplies for an initial term of two years with an option to extend the term for up to three additional one year terms at the Director of Transportation's sole discretion for a total contract amount not to exceed \$39,158,000 for the period of August 1, 2013, through July 31, 2015.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Chiu

- 46. 120966 [Administrative Code - Healthy Food Retailer Incentives Program]**
Sponsors: Mar; Kim, Cohen and Chiu
Ordinance amending the Administrative Code, by adding Chapter 59, Sections 59.1-59.9, to establish a Healthy Food Retailer Incentives Program to oversee and coordinate the City's incentive and assistance programs for Healthy Food Retailers.
Question: Shall this Ordinance be PASSED ON FIRST READING?
- 47. 130712 [Interim Zoning Controls - Specific Formula Retail Uses on Market Street, from 6th Street to Van Ness Avenue]**
Sponsor: Kim
Resolution imposing interim zoning controls requiring conditional use authorization for formula retail uses, as defined, on Market Street, from 6th Street to Van Ness Avenue, subject to specified exceptions, for 18 months; and making findings, including findings of consistency with the priority policies of Planning Code, Section 101.1, and environmental findings.

(Economic Impact)
Question: Shall this Resolution be ADOPTED?

Recommendations of the Neighborhood Services and Safety Committee

Present: Supervisors Campos, Mar, Yee

- 48. 121016 [Liquor License - 3910 Geary Boulevard]**
Resolution determining that the issuance of a Type 48 on-sale general public premises license to Steve Ly for STCC, Inc., dba Kama Lounge, located at 3910 Geary Boulevard (District 1), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)
Question: Shall this Resolution be ADOPTED?
- 49. 130446 [Liquor License Transfer - 2675 Geary Boulevard]**
Resolution determining that the transfer of a Type 21 off-sale general license from 500-2nd Avenue to 2675 Geary Boulevard (District 2), to Beth Aboulafia for Target Corporation, dba City Target, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)
Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Breed, Cohen

50. 130622 **[Initiative Ordinance - Administrative Code - San Francisco Family Friendly Workplace Ordinance]**
Sponsors: Chiu; Cohen, Mar, Campos and Yee
Motion ordering submitted to the voters an ordinance amending the Administrative Code to: allow San Francisco-based employees to request flexible or predictable working arrangements to assist with caregiving responsibilities, subject to the employer's right to deny a request based on business reasons; prohibit adverse employment actions based on caregiver status; prohibit interference with rights or retaliation against employees for exercising rights under the Ordinance; require employers to post a notice informing employees of their rights under the Ordinance; require employers to maintain records regarding compliance with the Ordinance; authorize enforcement by the Office of Labor Standards Enforcement, including the imposition of remedies and penalties for a violation, and an appeal process for an employer to an independent hearing officer; authorize waiver of the provisions of the Ordinance in a collective bargaining agreement; and making environmental findings, to the voters of the City and County of San Francisco at an election to be held on November 5, 2013.
- Question: Shall this Motion be APPROVED?**
51. 130738 **[Appointment, Entertainment Commission - Naomi Akers]**
Motion appointing Naomi Akers, term ending July 1, 2017, to the Entertainment Commission. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**SPECIAL ORDER 3:00 P.M.**

(Pursuant to File No. 130668, approved June 23, 2013.)

Board of Supervisors Sitting as a Committee of the Whole

52. 130669 **[Hearing - Special Assessment of Liens for Assessment of Cost]**
Hearing of persons interested in or objecting to the proposed Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)
- Question: Shall this Hearing be HEARD AND FILED?**

Committee of the Whole Adjourn and Report

53. 130670 [Special Assessment of Liens for Assessment of Cost]

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for services rendered by said department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Department)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

- 1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
- 2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
- 3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
- 4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.*
- 5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.*

54. 130721 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 4216 California Street]

Hearing of persons interested in objecting to the Planning Commission's determination dated June 6, 2013, that the project located at 4216 California Street (Assessor's Block No. 1364, Lot No. 019) is exempt from environmental review under the California Environmental Quality Act (CEQA); the proposed work involves removing an existing micro-site and installing a wireless telecommunications services facility consisting of up to nine panel antennas on the roof behind radio-frequency transparent screen walls with equipment located within a ground floor storage area of an existing medical office building as part of AT&T Mobility's Wireless telecommunications network within a NC-1 (Neighborhood Commercial - Cluster) Zoning District and a 40-X Height and Bulk District. (District 2) (Appellant: Wendy Aragon, on behalf of the Richmond District Democratic Club) (Filed July 8, 2013). (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

- 55. 130722 [Affirming the Exemption Determination - 4216 California Street]**
Motion affirming the determination by the Planning Department that a project located at 4216 California Street is exempt from environmental review. (Clerk of the Board)
Question: Shall this Motion be APPROVED?

- 56. 130723 [Reversing the Exemption Determination - 4216 California Street]**
Motion reversing the determination by the Planning Department that a project located at 4216 California Street is exempt from environmental review. (Clerk of the Board)
Question: Shall this Motion be APPROVED?

- 57. 130724 [Preparation of Findings to Reverse the Exemption Determination - 4216 California Street]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 4216 California Street is exempt from environmental review. (Clerk of the Board)
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

- 58. 130725 [Public Hearing - Appeal of Conditional Use - 4216 California Street]**
 Hearing of persons interested in objecting to the Planning Commission's approval on June 6, 2013, of a Conditional Use Authorization identified as Planning Case No. 2010.1034C, by its Motion No. 18898, pursuant to Planning Code Sections 303(c) and 710.83, to remove an existing micro-site and install a wireless telecommunications services facility consisting of up to nine panel antennas on the roof behind radio-frequency transparent screen walls with equipment located within a ground floor storage area of an existing medical office building, as part of AT&T Mobility's wireless telecommunications network within a NC-1 (Neighborhood Commercial - Cluster) Zoning District and a 40-X Height and Bulk District, on property located at: 4216 California Street, Assessor's Block No. 1364, Lot No. 019. (District 2) (Appellant: Wendy Aragon, on behalf of the Richmond District Democratic Club) (Filed July 8, 2013). (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

- 59. 130726 [Approving the Conditional Use Authorization Decision - 4216 California Street]**
 Motion approving decision of the Planning Commission by its Motion No. 18898, approving Conditional Use Authorization identified as Planning Case No. 2010.1034C on property located at 4216 California Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

60. 130727 [Disapproving the Conditional Use Authorization Decision - 4216 California Street]

Motion disapproving decision of the Planning Commission in Motion No. 18898 to approve Conditional Use Authorization identified as Planning Case No. 2010.1034C on property located at 4216 California Street. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

61. 130728 [Preparation of Findings Related to the Conditional Use Authorization - 4216 California Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.1034C on property located at 4216 California Street.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Neighborhood Services and Safety Committee at a Special Meeting on Thursday, July 25, 2013, at 2:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, July 30, 2013.

62. 130520 [Liquor License Transfer - 810 Mission Street]

Resolution determining that the premise-to-premise transfer of a Type 21 off-sale general license from 810 Mission Street to 810 Mission Street (District 6), to Sylvain Montassier for TamerSF, Inc., dba SF Deli and Wine, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code. (Neighborhood Services and Safety Committee)

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, July 29, 2013, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, July 30, 2013.

63. 130756 [Major Street Encroachment - Chinese Hospital - 835 Jackson Street]

Sponsor: Chiu

Resolution granting revocable permission to the Chinese Hospital to occupy a portion of the public right-of-way to construct, install, and maintain the following infrastructure improvements: one 5,000 gallon fuel oil storage tank and four PG&E transformer vaults at the Jackson Street frontage, a new 10" sewer line, under the sidewalk and parallel to the property line, two 6,000 gallon sewer holding tanks, one new rain water storage tank, with its location to be determined by Public Utilities Commission, and two pump station vaults at the James Place frontage, for hospital operations at 835 Jackson Street (Assessor's Block No. 0192, Lot No. 041), conditioned upon the payment of an annual assessment fee of \$1,913; and making environmental findings, findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1.

Question: Shall this Resolution be ADOPTED?

64. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

65. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 66 through 73

66. 130748 [Greater Transparency for the Kaiser Healthcare Rate Increase and Urging the California State Legislature to Pass Senate Bill 746]

Sponsors: Farrell; Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener and Yee

Resolution urging Kaiser to immediately begin negotiating with the Health Service System toward a fair and transparent pricing model that provides fee schedule transparency; requesting the Health Service System to report back to the Board of Supervisors on the progress of negotiations; and urging the California State Legislature to pass Senate Bill 746 to require health plans to disclose data.

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/23/2013; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/23/2013; CONTINUED AS AMENDED.

Question: Shall this Resolution be ADOPTED?

67. 130753 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 5, 2013, Consolidated General Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 5, 2013, Consolidated General Municipal Election. (Clerk of the Board)

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/23/2013; CONTINUED.

Question: Shall this Motion be APPROVED?

68. 130768 [Cayuga Park Day - August 17, 2013]**Sponsor: Avalos**

Resolution recognizing the grand reopening of Cayuga Park, commending the Recreation and Park Department, Department of Public Works, Arts Commission, Cayuga Improvement Association, and the entire project team for their hard work and commitment to San Francisco's parks and its residents, and declaring August 17, 2013, as Cayuga Park Day in the City and County of San Francisco.

07/23/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

69. 130769 [Multifamily Housing Revenue Bonds - Western Park Apartments - 1280 Laguna Street - Not to Exceed \$35,000,000]**Sponsor: Breed**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$35,000,000 for Western Park Apartments, 1280 Laguna Street, San Francisco, California 94115; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$35,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

07/23/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

70. 130770 [Endorsing the 2013 Annual Language Access Ordinance Compliance Report]**Sponsors: Mar; Chiu**

Resolution endorsing "Advancing Language Access in San Francisco: Language Access Ordinance Annual Compliance Summary Report, March 2013," issued by the Office of Civic Engagement and Immigrant Affairs.

07/23/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

71. 130771 [Cabrillo Playground Day - August 3, 2013]

Sponsor: Mar

Resolution declaring August 3, 2013, Cabrillo Playground Day and celebrating the grand opening of the new Cabrillo Playground and Clubhouse in the City and County of San Francisco.

07/23/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

72. 130760 [Final Map 7378 - 2200-2210 Market Street]

Motion approving Final Map 7378, a 22 Residential Unit and Two Commercial Unit, Mixed-Use Condominium Project, located at 2200-2210 Market Street being a subdivision of Assessor's Block No. 3560, Lot No. 001, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

07/22/2013; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

73. 130761 [Final Map 6333 - 178 Townsend Street]

Motion approving Final Map 6333, a 94 Residential Unit and Two Commercial Unit, Mixed-Use Condominium Project, located at 178 Townsend Street being a subdivision of Assessor's Block No. 3788, Lot No. 012, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

07/22/2013; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

74. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

130695 [Settlement of Lawsuit - Larry Jacobs - \$175,000]

Ordinance authorizing settlement of the lawsuit filed by Larry Jacobs against the City and County of San Francisco for \$175,000; the lawsuit was filed on January 27, 2011, in the California Superior Court, San Francisco Branch, Case No. CGC-11-507691, entitled Larry Jacobs v. City and County of San Francisco. (City Attorney's Office)

07/22/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130696 [Settlement of Lawsuit - Jessica Orozco - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Jessica Orozco against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 13, 2012, in San Francisco Superior Court, Case No. CGC-12-519124; entitled Jessica Orozco v. City and County of San Francisco, et al. (City Attorney's Office)

07/22/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130697 [Settlement of Lawsuit - Andrew Melomet - \$40,000]

Ordinance authorizing settlement of the lawsuit filed by Andrew Melomet against the City and County of San Francisco for \$40,000; the lawsuit was filed on February 2, 2012, in California Superior Court, San Francisco Branch, Case No. CGC-12-518471, entitled Andrew Melomet v. City and County of San Francisco Human Services Agency; said lawsuit was removed to United States District Court for the Northern District of California, Case No. C 12-03101 EDL. (City Attorney's Office)

07/22/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130757 [Settlement of Lawsuit - Joseph P. CuvIELLO, Deniz Bolbol, and Alex Felsinger - \$180,000]

Ordinance authorizing settlement of the lawsuit filed by Joseph P. CuvIELLO, Deniz Bolbol, and Alex Felsinger against the City and County of San Francisco for \$180,000 in the United States District Court for the Northern District of California, Case No. CV-12-3034-EMC; entitled CuvIELLO et al. v. City and County of San Francisco, et al. (City Attorney's Office)

07/18/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130758 [Settlement of Lawsuit - Ana Pichardo - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Ana Pichardo against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 9, 2012, in United States District Court, Case No. C12-4042; entitled Ana Pichardo v. City and County of San Francisco, et al. (City Attorney's Office)

07/18/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130759 [Settlement of Lawsuit - Bank of America N.A. - \$975,000]

Ordinance authorizing settlement of the lawsuit filed by Bank of America N.A. against the City and County of San Francisco for \$975,000; the lawsuit was filed on September 9, 2010, in San Francisco Superior Court, Case No. CGC-10-503389; entitled Bank of America N.A. v. City and County of San Francisco, et al. (City Attorney's Office)

07/18/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTION**130755 [Settlement of Claim - Beth Mondry - \$175,000]**

Resolution approving the proposed settlement of claim filed by Beth Mondry against the City and County of San Francisco for \$175,000; claim was filed on November 13, 2012. (City Attorney's Office)

07/22/2013; RECEIVED FROM DEPARTMENT.

07/30/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130774 [Petitions and Communications]

Petitions and Communications received from July 15, 2013, through July 22, 2013, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 30, 2013.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From Clerk of the Board, reporting the following individuals have submitted Form 700 Statements: (1)

Esther Lee - Legislative Aide - Leaving

From Mayor, submitting Notice of Appointment to the Health Commission: (2)

David B. Singer

*From Controller, submitting audit report of Public Work's Job Order Contract program. (3)

From Public Library, submitting report of gifts received during FY2012-2013. (4)

From Treasurer and Tax Collector, submitting the CCSF Investment Report for June 2013. (5)

From concerned citizens, regarding aerial advertising. 3 Letters. File No. 130744. (6)

From Elections, submitting Notice of Ballot Simplification Committee meetings. (7)

From Carol Denney, regarding secondhand smoke. Copy: Each Supervisor. (8)

From Controller, submitting a memo on an audit of the contract between the Airport Commission and White Ivie Pet Hospital. (9)

From Lippe Gaffney Wagner LLP, regarding 706 Mission Street. File No. 130664. Copy: Each Supervisor, City Attorney, Legislative Clerk. (10)

*From Cox Castle Nicholson, regarding 706 Mission Street. File No. 130664. Copy: Each Supervisor. (11)

From Chris Daly, regarding SEIU Local 1021 on Kaiser proposed rate increase. (12)

From Nancy Rossman, regarding the Zimmerman trial. (13)

From Peter Warfield, regarding Public Library budget. Copy: Each Supervisor. (14)

From Human Rights Commission, submitting a letter to Mayor Lee and Supervisors requesting that September 4, 2013, be declared "Deferred Action for Children Arrivals Day". (15)

From Golden Gate Park Preservation Alliance, regarding the Arboretum Fee. File No. 130537. Copy: Each Supervisor. (16)

From Supervisor Scott Wiener, submitting a memo regarding Land Use and Economic Development Committee Reports. (17)

From Supervisor Scott Wiener, submitting a memo regarding Land Use and Economic Development Committee Reports. (18)

From Public Utilities Commission, regarding an application from Pacific Gas and Electric Company to recover cost for Hercules Municipal Utility acquisition. Copy: Each Supervisor. (19)

From concerned citizen, regarding annual adjustments for the homeowners exemption. (20)

From concerned citizen, regarding Marcus Bookstores. (21)

From Supervisor David Campos, submitting a memo regarding Neighborhood Services and Safety Committee Reports. (22)

From Supervisor Scott Wiener, submitting a memo regarding Land Use and Economic Development Committee Reports. (23)

From President David Chiu, submitting a memo regarding transferring of File No. 130749 from City and School District Committee to Government Audit and Oversight Committee. (24)

From Public Works, regarding information requested at the July 17, 2013, Budget and Finance Sub-Committee. File No. 130616. Copy: Each Supervisor. (25)

From Chamber of Commerce, regarding Interim Zoning Controls. File No. 130712. Copy: Each Supervisor. (26)

From Martin Chin, regarding Top of Broadway Community Benefit District. File No. 130635. Copy: Each Supervisor. (27)

From Susanne Beilicke Kelly, submitting withdrawal of appeal. File No. 130694. Copy: Each Supervisor. (28)

From concerned citizens, regarding making fiber broadband a priority for San Francisco. 2 Letters. (29)

From Entertainment Commission, submitting a report on extended hours premises permits. (30)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2012-2013: (31)

- Controller's Office
- Children Youth and Their Families
- Emergency Management
- Public Works
- Technology
- Fine Arts Museum
- Fire
- General Services Agency
- Health Service System
- Human Resources
- Mayor's Office
- Mayor's Office of Housing & Community Development
- Office of Small Business
- Police
- Recreation and Park
- Sheriff
- Public Defender
- Retirement System

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office, Room 244, City Hall.)

ADJOURNMENT